

*STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION*

AGENDA

*Wednesday, August 14, 2002
9:00 a.m.*

<p>Water Quality Control Board Regional Board Meeting Room 9174 Sky Park Court San Diego, California</p>

The Regional Board requests that all lengthy comments be submitted in writing in advance of the meeting date. To ensure that the Regional Board has the opportunity to fully study and consider written material, comments should be received in the Regional Board's office no later than 5:00 P.M. on Wednesday, July 31, 2002, and should indicate the agenda item to which it is applicable. If the submitted written material is more than 5 pages or contains foldouts, color graphics, maps, etc., 20 copies must be submitted for distribution to the Regional Board members and staff. Written material submitted after 5:00 P.M. on Wednesday, August 7, 2002 will not be provided to the Regional Board members and will not be considered by the Regional Board. ***PLEASE NOTE THAT SOME ITEMS ON THE AGENDA MAY HAVE BEEN PREVIOUSLY NOTICED WITH EARLIER DEADLINES FOR SUBMITTING WRITTEN COMMENTS. IN THOSE CASES THE EARLIER DEADLINES APPLY.***

Comments on agenda items will be accepted by E-mail subject to the same conditions set forth for other written submissions as long as the total submittal (including attachments) does not exceed five printed pages in length. E-mail should be submitted to: rbagenda@rb9.swrcb.ca.gov.

Pursuant to Title 23, California Code of Regulations, Section 648.2, the Regional Board may refuse to admit written testimony into evidence if it is not submitted to the Regional Board in a timely manner, unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would create an unreasonable hardship.

NOTE C, attached to this Notice, contains a description of the hearing procedures that will be followed by the Regional Board. Hearings before the Regional Board are normally conducted using procedures that do not include cross-examination. Parties requesting use of more formal procedures must do so in accord with the directions in NOTE C. Any such request, together with supporting material, must be received in the Regional Board's office no later than 5:00 P.M. on Wednesday, July 31, 2002.

Except for items designated as time certain, there are no set times for agenda items. Items may be taken out of order at the discretion of the Chairman.

1. Roll Call and Introductions
2. PUBLIC FORUM: Any person may address the Regional Board at this time regarding any matter within the jurisdiction of the Board which is not on the agenda. Submission of information in writing is encouraged. **Presentations will be limited to three minutes.**
3. Minutes of Board Meeting of June 12, 2002.
4. Chairman's, Board Members', State Board liaison's and Executive Officer's Reports: These items are for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.

Consent Calendar: Items 5 through 12 are considered non-controversial issues. (NOTE: If there is public interest, concern or discussion regarding any consent calendar item or a request for a public hearing, then the item(s) will be removed from the consent calendar and considered after all other agenda items have been completed)

5. Waste Discharge Requirements/ 401 Water Quality Certification: Pardee Construction Company, Pacific Highlands Ranch Phases 3 and 4, San Diego County. (Tentative Order No. R9-2002-0179) (*Mo. Lahsaie*)
6. Modification of Waste Discharge Requirements: Mr. Larry A. Read, Oak Knoll Campground, San Diego County (change in owner) (tentative Addendum No. 1 to Order No. 94-39) (*Christopher Means*)
7. Modification of Waste Discharge Requirements: Mr. John Ray, Barrett Lake Mobile Home Park, San Diego County (change in owner) (tentative Addendum No. 1 to Order No. 94-142) (*Kristin Schwall*)
8. Modification of Waste Discharge Requirements: Kkottongnae Retreat Camp, Riverside County (change in owner and name) (tentative Addendum No. 1 to Order No. 93-43) (*Eric Becker*)
9. Waste Discharge Requirements Rescission:
 - A. Superior Ready Mix Concrete, Inc., Vista Plant, San Diego County, Order No. 88-38;
 - B. ISP Alginates-Kelco Agricultural Project, San Diego County, Order No. 88-84.
 (Tentative Order No. R9-2002-0171). (*Whitney Ghoram, Dat Quach*)
10. Modification of Waste Discharge Requirements: Tigers Tail Enterprises LLC, Sunrise Hwy. RV Park, San Diego County (change in owner) (tentative Addendum No. 1 to Order No. 94-29) (*Dat Quach*)
11. Modification of Waste Discharge Requirements: Viejas Band of Mission Indians, Alpine RV Resort, San Diego County (change in owner) (tentative Addendum No. 1 to Order No. 94-71) (*Dat Quach*)
12. Modification of Waste Discharge Requirements: Heavenly Oaks Residential Community LLC, San Diego County (change in owner and name) (tentative Addendum No. 1 to Order No. 95-89) (*Dat*

Quach)

Remainder of the Agenda (Non-Consent Items):

13. NPDES Permit: Waste Discharge Requirements for S & S Farms Swine Raising Facility, San Diego County; Testimony regarding this tentative Order was heard during the June 12, 2002 Regional Board meeting. The oral and written comment period is closed and no further testimony will be accepted. (Tentative Order No. R9-2002-0067, NPDES Permit No. CA0109371) (*John Phillips*)
14. NPDES Permit, U.S. Navy Point Loma Complex: An NPDES permit regulating industrial stormwater and point sources discharges of wastes to San Diego Bay from various activities, including ship repair, pier and pier boom cleaning and aquatic animal training. (Tentative Order No. R9-2002-0002, NPDES Permit No. CA0109363) (*Paul Richter*)
15. NPDES Permit: General Waste Discharge Requirements for Discharges of Hydrostatic Test Water and Potable Water to Surface Waters and Storm Drains or other Conveyance Systems, San Diego Region. (Tentative Order No. R9-2002-0020, NPDES Permit No. CAG679001) (*Sabine Knedlik*)
16. Amendment to the Water Quality Control Plan for the San Diego Region (9) to Incorporate Total Maximum Daily Load (TMDL) for Diazinon in the Chollas Creek Watershed, San Diego County. (Tentative Order No. R9-2002-0123) (*Jimmy Smith*)
17. Strategic Plan – Vision For The Future – November 2001, State Water Resources Control Board and Regional Water Quality Control Boards. Overview of the Strategic Plan by State Board Member Peter Silva. (*John Robertus*)
18. Informational Workshop: Report on a proposed Consent Decree establishing a deadline to select and initiate implementation of a strategy to provide secondary treatment at US International Boundary and Water Commission's International Wastewater Treatment Plant (IWTP), San Diego County as a settlement for litigation of the following case: People of the State of California Ex Rel. the Regional Water Quality Control Board, San Diego Region v. Robert Ortega, an individual in his capacity as Acting Commissioner of the International Boundary and Water Commission, United States Section et al... United States District Court, Southern District of California, Case No. 01-CV-027BTM(JFS); violations of effluent limits in waste discharge requirements for the IWTP contained in Order No. 96-50 (NPDES No. CA0108928) and of Cease and Desist Order No. 96-52 (*David Hanson*)
19. *Executive Session* - Discussion of Ongoing Litigation
The Regional Board may meet in closed session to discuss ongoing litigation for the following cases:
People of the State of California Ex Rel. the Regional Water Quality Control Board, San Diego Region v. Robert Ortega, an individual in his capacity as Acting Commissioner of the International Boundary and Water Commission, United States Section, et al.. United States District Court, Southern District of California, Case No. 01-CV-027BTM(JFS); violation of effluent limits in waste discharge requirements for the International Wastewater Treatment Plant contained in Order No. 96-50 (NPDES No. CA0108928) and of Cease and Desist Order No. 96-52; Referral Order No. 99-61; and the related "Surfrider" case:

Surfrider Foundation, San Diego Chapter v. Robert Ortega, et al., Case No. 99-CV-2441-BTM(JFS)

Building Industry Association of San Diego County, et al. vs. State Water Resources Control Board, et al.; San Diego County Superior Court; Case No. GIC 7890263.

Schutte and Koerting Inc. and Ametek Inc. (Ketema) (Petitioners) v. the California Regional Water Quality Control Board, San Diego Region (Respondent), Case No. GIC 772197.

20. *Executive Session* - Consideration of Initiation of Litigation
The Regional Board may meet in closed session to consider initiating criminal prosecution against persons who are alleged to have violated the Porter-Cologne Water Quality Control or the federal Clean Water Act.
21. *Executive Session* - Discussion of Pending Litigation
The Regional Board may meet in closed session to discuss pending litigation.
22. *Executive Session* - Personnel
The Regional Board may meet in closed session to consider personnel matters involving exempt employees [Authorized under Government Code Section 11126(a)]
23. Arrangements for Next Meeting and Adjournment
Wednesday, September 11, 2002 - 9:00 a.m.
Water Quality Control Board
Regional Board Meeting Room
9174 Sky Park Court
San Diego, California

Notifications

- A. On June 5, 2002, the Executive Officer issued Addendum No. 4 to Cleanup and Abatement Order 95-66. This addendum was issued to CV Ventures LLC, Rhode Island Acquisition No. 1 LLC, SD Commercial LLC, and National Enterprises, Inc.; Boulevard Investors, the City of National City (a.k.a. the dischargers). Addendum No. 4 requires the dischargers to:
 - a.) provide the Regional Board with advance notification and detailed written plans for any proposed future modifications of the existing landfill cover system, and
 - b.) add an additional one time reporting requirement for information that was due to the Regional Board by July 15, 2002.*(Brian McDaniel)*
- B. On June 27, 2002, the Executive Officer issued Cleanup and Abatement Order No. R9-2002-0141 to address the discharge of rock, sediment, and other waste (waste) to the San Diego River as a result of quarry operations at Superior Ready Mix Concrete L.P.'s Mission Gorge Plant in San Diego. The Order, issued pursuant to California Water Code section 13304, directs Superior to initiate efforts to cleanup the waste, abate the source of the waste, and abate all effects of the waste discharge into and near the San Diego River. The final cleanup date is November 1, 2002.
(Frank Melbourne)
- C. Corrective Action Plan for Leaking Underground Fuel Tank site Thrifty #158, 7974 University

Avenue, La Mesa. On March 6, 2002, staff received a Corrective Action Plan (CAP) proposing dual-phase extraction to reduce petroleum hydrocarbon concentrations in soil and ground water, and enhance bioremediation. This remediation will also control plume migration of free phase and dissolved phase petroleum. The case files are available for public review at the RWQCB office. The inclusion of this public notice as part of the RWQCB agenda fulfills the agency's obligation for public notification of the proposed CAP. (*Sue Pease*)

- D. Corrective Action Plan for Underground Fuel Tank site Thrifty #112, 1484 East Washington Avenue, El Cajon. On June 26, 2002, staff received a revised Corrective Action Plan (CAP) proposing dual-phase extraction to reduce petroleum hydrocarbon concentrations in soil and ground water, and ground water removal and treatment. The case files are available for public review at the RWQCB office. The inclusion of this public notice as part of the RWQCB agenda fulfills the agency's obligation for public notification of the proposed CAP. (*Sue Pease*)
- E. On May 14, 2002, the Executive Officer issued Cleanup and Abatement Order (CAO) No. R9-2002-0109 to Sam Hasson and Ken Rauton for Sam's Super Shell in Temecula. The CAO was issued pursuant to Water Code sections 13304 and 13267 and directs the responsible parties to clean up and abate the effects associated with the unauthorized discharge of petroleum hydrocarbons to the soil and groundwater. (*Kelly Dorsey*)
- F. On March 20, 2002, the Executive Officer issued Addendum No. 4 to Cleanup and Abatement Order No. 92-01 to Kinder-Morgan Energy Partners, L.P. O/P SFPP, L.P., Mobil Oil Corporation, Powerline Oil Company, Santa Fe Pacific Pipeline Partners, LP, Shell Oil Company, Texaco Refining and Marketing Inc., Equilon Enterprises LLC, and ExxonMobil Oil Corporation. The purpose of the addendum was to remove a previously issued final cleanup date that was not realistically attainable and had passed. (*Kelly Dorsey*)
- G. On June 4, 2002, the Executive Officer issued Addendum No. 1 to Cleanup and Abatement Order No. 97-33 to Plavan Petroleum, Inc. The purpose of the addendum is to update the monitoring and reporting program and revise the previously issued Verification Monitoring Program completion documentation due date. (*Kelly Dorsey*)
- H. On June 5, 2002, the Executive Officer issued Cleanup and Abatement Order (CAO) No. R9-2002-0105 to the TOSCO Corporation for 76 Service Station No. 6519 in Temecula. The CAO was issued pursuant to Water Code sections 13304 and 13267 and directs TOSCO to clean up and abate the effects associated with the unauthorized discharge of petroleum hydrocarbons to the soil and groundwater. (*Kelly Dorsey*)
- I. If you wish to receive our meeting agenda notices directly to your e-mail account, visit our website at www.swrcb.ca.gov/rwqcb9, choose "Electronic Mailing Lists" from the home page and follow the instructions to subscribe. Select "Board Meetings" from the drop down menu. (Note: If you are already on the electronic mailing list and would like to unsubscribe, follow the instructions above.)